

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/626,178 Confirmation No. : 3190
Applicant : SURBURG, Horst
Filed : July 24, 2003
Group Art Unit : 1621
Examiner : KEYS, Rosalynd Ann
Docket No. : 3968.088
For : RHINOLOGICALLY ACTIVE SUBSTANCES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent Office of the documents listed on the attached Form PTO/SB/08A. Copies of the cited foreign references, are enclosed. For those applications that are not in English and do not include an English language abstract, a concise statement of relevance is provided. The references were cited in an Office Action for a corresponding Japanese patent application. In accordance with the Rules in effect for applications filed after June 30, 2003, copies of U.S. patents and/or patent application publications are not enclosed.

Based on the Japanese Office Action, the asserted relevance of EP0262388 is that it discloses 2-tert-butyl-4-methyl-cyclohexyl ether compounds that read on formula (I). It is further asserted that EP0262388 discloses that 2-tert-butyl-4-methyl-cyclohexyl ether compounds exhibit a fragrance.

Applicant notes that International Patent Publication No. WO 96/29281 is an English-language equivalent of Japanese Patent Publication No. 11-502252, U.S. Patent No. 5,166,412 is an English-language equivalent of Japanese Patent Publication No. 06-072952, U.S. Patent No. 4,130,509 is an English-language equivalent of Japanese Patent Publication No. 61-227545, International Patent Publication No. WO 2002/014243 is an English-equivalent of Japanese Patent Application No. 2002-519343 and International Patent Publication No. WO 2002/014255

is an English-equivalent of Japanese Patent Application No. 2002-519402. Therefore, the International Patent Publications are cited herein and copies are enclosed herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

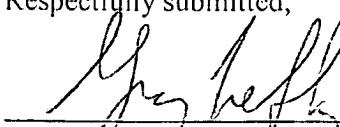
The Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with MPEP §609. The Examiner's attention to these documents is gratefully appreciated.

Certification

This Information Disclosure Statement is being filed after receipt of a non-final office action but before issuance of a notice of allowance. However, it is hereby certified that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Therefore, no fees are believed due. However, if a fee is believed due, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 50-0951.

Respectfully submitted,

Date: Jan. 29, 2008



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